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HUNTON & WILLIAMS LLP
INTELLECTUAL PROPERTY DEPARTMENT
1900 K STREET, N.W.
SUITE 1200
WASHINGTON DC 20006-1109

In re Application of	:	DECISION
MOLLER	:	
Application No.: 10/590,349	:	
PCT No.: PCT/DK2005/000118	:	
Int. Filing Date: 22 February 2005	:	
Priority Date: 23 February 2004	:	
Attorney Docket No.: 55320.002081	:	
For: METHOD FOR MEASURING MASS	:	
FLOW OF A MULTI-COMPONENT GAS	:	

This is a decision on applicant's submission filed in the United States Patent and Trademark Office (USPTO) on 25 June 2007.

BACKGROUND

On 22 February 2005, applicant filed international application PCT/DK2005/000118, which designated the US and claimed a priority date of 23 February 2004. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 01 September 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 23 August 2006.

On 23 August 2006, applicant filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and an unexecuted declaration of the inventor.

On 12 February 2007, applicant filed the a submission which included a declaration of the inventor.

On 24 April 2007, a decision was mailed treating the submission filed 12 February 2007 as a petition under 37 CFR 1.47(b) because it appeared that the declaration was signed by someone other than the inventor on behalf of Geopal System A/S. The petition under 37 CFR 1.47(b) was dismissed without prejudice.

On 25 June 2007, applicant filed the instant submission.

DISCUSSION

The instant submission indicates that although the name of the assignee is included on the declaration of the inventor filed 12 February 2007, the declaration was signed by the inventor Christian Moller himself. Since a 37 CFR 1.497 declaration has been executed by the inventor, the petition for status under 37 CFR 1.47(b) is moot. The application need not be returned to the Office of PCT Legal Affairs for any further consideration of the status under 37 CFR 1.47 and no such status should be indicated on this application file.

The declaration of inventors filed 12 February 2007 is in compliance with 37 CFR 1.497(a)-(b).

CONCLUSION

For the above reasons, applicants' petition under 37 CFR 1.47(a) is **DISMISSED** as **MOOT**.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.



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